

HOUSE BILL No. 1932

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-1; IC 20-10.1; IC 20-12; IC 22-4-18-1.

Synopsis: Vocational education. Transfers the responsibility for vocational education from the department of workforce development to the department of education. Makes conforming amendments.

Effective: July 1, 2001.

Ruppel, Hoffman, Bodiker, Friend

January 17, 2001, read first time and referred to Committee on Education.

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Introduced

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE BILL No. 1932

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-1-18.3-1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. As used in this
3 chapter, "commission" refers to the Indiana commission on vocational
4 and technical education ~~of the department of workforce development~~
5 established under section 6 of this chapter.

6 SECTION 2. IC 20-1-18.3-6 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 6. (a) The Indiana
8 commission on vocational and technical education is established within
9 the department. ~~of workforce development~~.

10 (b) The commission consists of eleven (11) citizens of Indiana who
11 are appointed by the governor. One (1) of the members must be a
12 representative of the state human resource investment council or a
13 private industry council, one (1) of the members must be an officer or
14 employee of a state educational institution, and one (1) of the members
15 must be an officer or employee of a school corporation. The other eight
16 (8) members:

17 (1) may not be an officer or employee of a state educational

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institution or a school corporation;

(2) may not be a state employee;

(3) may not be a member of the council; and

(4) must be generally knowledgeable in the fields of business, industry, labor, agriculture, commerce, education, or vocational education.

(c) Each congressional district must be represented by at least one (1) member who resides in that district and one (1) member must represent the state at large.

SECTION 3. IC 20-1-18.3-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 10. (a) The commission shall develop and implement a long range state plan for a comprehensive vocational education program in Indiana.

(b) This plan shall be kept current. The plan and any revisions made to this plan shall be made available to the governor, the general assembly, the Indiana state board of education and the department of education, the commission for higher education, the state human resource investment council, the Indiana commission on proprietary education, **the department of workforce development**, and any other appropriate state or federal agency.

(c) The plan must set forth specific goals for public vocational education at all levels and must include the following:

(1) The preparation of each graduate for both employment and further education.

(2) Accessibility of vocational education to persons of all ages who desire to explore and learn for economic and personal growth.

(3) Projected employment opportunities in various vocational and technical fields.

(4) A study of the supply of and the demand for a labor force skilled in particular vocational and technical areas.

(5) A study of technological and economic change affecting Indiana.

(6) An analysis of the private vocational sector in Indiana.

(7) Recommendations for improvement in the state vocational education program.

(8) The educational levels expected of programs proposed to meet the projected employment needs.

SECTION 4. IC 20-1-18.3-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 11. The commission shall also do the following:

(1) Make recommendations to the general assembly concerning

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the development, duplication, and accessibility of employment training and vocational education on a regional and statewide basis.

(2) Consult with any state agency, commission, or organization that supervises or administers programs of vocational education concerning the coordination of vocational education, including the following:

(A) The department of commerce.

(B) The state human resource investment council.

(C) A private industry council (as defined in 29 U.S.C. 1501 et seq.).

(D) The department of labor.

(E) The Indiana commission on proprietary education.

(F) The commission for higher education.

(G) The Indiana state board of education.

(H) The department of workforce development.

(3) Review and make recommendations concerning plans submitted by the Indiana state board of education and the commission for higher education. The commission may request the resubmission of plans or parts of plans that do not meet the following criteria:

(A) Consistency with the long range state plan of the commission.

(B) Evidence of compatibility of plans within the system.

(C) Avoidance of duplication of existing services.

(4) Report to the general assembly on the commission's conclusions and recommendations concerning interagency cooperation, coordination, and articulation of vocational education and employment training.

(5) Study and develop a plan concerning the transition between secondary level vocational education and postsecondary level vocational education.

(6) Enter into agreements with the federal government that may be required as a condition of receiving federal funds under the Vocational Education Act (20 U.S.C. 2301 et seq.). An agreement entered into under this subdivision is subject to the approval of the budget agency.

SECTION 5. IC 20-1-18.3-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 15. (a) The ~~department of workforce development~~ **commission** shall review the legislative budget requests for vocational education prepared by the following:

(1) The department of education.

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(2) The state educational institutions.

(b) After its review under subsection (a), the ~~department of workforce development~~ **commission** shall make recommendations to the budget committee concerning the appropriation of state funds and the allocation of federal funds for vocational education, including federal funds available under 20 U.S.C. 2301 et seq. and 29 U.S.C. 1533. The ~~department's~~ **commission's** recommendations concerning appropriations and allocations for vocational education by secondary schools and state educational institutions must specify:

(1) the minimum funding levels required by 20 U.S.C. 2301 et seq. and 29 U.S.C. 1533;

(2) the categories of expenditures and the distribution plan or formula for secondary schools; and

(3) the categories of expenditures for each state educational institution.

(c) After reviewing the ~~department's~~ **commission's** recommendations and each agency's budget request, the budget committee shall make recommendations to the general assembly for funding to implement vocational education. The general assembly shall biennially appropriate state funds for vocational education and allocate federal funds available under 20 U.S.C. 2301 et seq. and 29 U.S.C. 1533 for vocational education. At least sixty percent (60%) of the federal funds available under 20 U.S.C. 2301 et seq. shall be allocated to secondary level vocational education for the purpose of implementing the long range state plan developed under section 10 of this chapter.

(d) The budget agency, with the advice of the ~~department~~ **commission** and the budget committee, may augment or reduce an allocation of federal funds made under subsection (c).

SECTION 6. IC 20-1-18.4-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. As used in this chapter, "commission" refers to the Indiana commission on vocational and technical education ~~of the department of workforce development~~ established under IC 20-1-18.3-6.

SECTION 7. IC 20-1-18.5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 5. Notwithstanding any other law and after an institution is required to enter into a workforce partnership plan under this chapter, to:

(1) be eligible to receive federal and state funds for the institution's vocational and technical education program at the secondary level and postsecondary level;

(2) receive vocational and technical education program approval

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by:

(A) the Indiana state board of education for secondary level programs; and

(B) the commission for higher education for postsecondary level programs;

for any vocational and technical education programs requiring approval; and

(3) be eligible to complete the program review process by the commission for higher education for postsecondary level vocational and technical education programs;

an institution's workforce partnership plan must be approved by the Indiana commission on vocational and technical education. ~~of the department of workforce development.~~

SECTION 8. IC 20-1-18.6-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. The building and trades advisory committee is established to provide information, advice, and recommendations to the Indiana commission on vocational and technical education ~~of the department of workforce development~~ with regard to technical education.

SECTION 9. IC 20-1-20-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. As used in this chapter, "panel" refers to the workforce proficiency panel created under section 2 of this chapter. ~~within the department of workforce development.~~

SECTION 10. IC 20-1-20-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 2. The workforce proficiency panel is created ~~within the department of workforce development~~ to oversee the development of technical proficiencies and the technical field certificates of achievement at the secondary level under IC 20-10.1-4.4 and the postsecondary level under IC 20-12-1-10. The panel consists of nine (9) members who:

(1) are appointed by the governor; and

(2) represent employers, employees, and educators.

SECTION 11. IC 20-1-20-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 8. (a) ~~The department of workforce development~~ **commission on vocational and technical education** is the lead agency for implementing this chapter.

(b) The department, the department of workforce development, and the commission for higher education shall provide staff support to the panel.

SECTION 12. IC 20-1-20-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 12. Beginning in 1991,



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the panel shall submit a report before August 1 of each year to the governor, the general assembly, the Indiana state board of education, **the department of workforce development**, and the commission for higher education detailing the panel's work.

SECTION 13. IC 20-10.1-4-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 12. (a) To:

(1) educate students on the importance of their future career choices;

(2) prepare students for the realities inherent in the work environment; and

(3) instill in students work values that will enable them to succeed in their respective careers;

and beginning with the 1994-95 school year, each school within a school corporation shall include in the school's curriculum for all students in grades 1 through 12 instruction concerning employment matters and work values.

(b) Each school shall:

(1) integrate within the curriculum instruction that is; or

(2) conduct activities or special events periodically that are; designed to foster overall career awareness and career development as described in subsection (a).

(c) The department shall develop career awareness and career development models as described in subsection (d) to assist schools in complying with this section.

(d) The models shall be developed in accordance with the following:

(1) For grades 1 through 5, career awareness models to introduce students to work values and basic employment concepts.

(2) For grades 6 through 8, initial career information models that focus on career choices as they relate to student interest and skills.

(3) For grades 9 through 10, career exploration models that offer students insight into future employment options.

(4) For grades 11 through 12, career preparation models that provide job or further education counseling, including the following:

(A) Initial job counseling, including the utilization of job service officers to provide school based assessment, information, and guidance on employment options and the rights of students as employees.

(B) Workplace orientation visits.

(C) On-the-job experience exercises.

(e) The department, with assistance from the department of labor and the ~~department of workforce development~~ **commission on**

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vocational and technical education shall:

- (1) develop and make available teacher guides; and
 - (2) conduct seminars or other teacher training activities;
- to assist teachers in providing the instruction described in this section.

(f) The department shall, with assistance from the ~~department of workforce development~~, **commission on vocational and technical education**, design and implement innovative career preparation demonstration projects for students in at least grade 9.

SECTION 14. IC 20-10.1-4.4-1, AS AMENDED BY P.L.146-1999, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. As used in this chapter, "requisite proficiency" refers to the satisfaction by a student of the standards approved by the:

- (1) state board under section 4(3) of this chapter to receive a secondary level certificate of achievement in an academic field; or
- (2) workforce proficiency panel ~~within the department of workforce development~~ under section 4(3) of this chapter to receive a secondary level certificate of achievement in a technical field.

SECTION 15. IC 20-10.1-4.4-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 4. (a) The state board with respect to academic fields of study and the workforce proficiency panel ~~within the department of workforce development~~ with respect to technical fields of study shall adopt for statewide implementation by the 1995-1996 school year the following:

- (1) Different subject or skill areas in which students may be given the opportunity to do the following:
 - (A) Demonstrate the requisite proficiency.
 - (B) Be awarded a secondary level certificate of achievement.
- (2) The instrument or assessment by which a student is given the opportunity to demonstrate the requisite proficiency.
- (3) The standards required for each subject or skill area necessary to acquire a particular secondary level certificate of achievement.

(b) With regard to the academic field of study, a student may elect to earn academic certificates of achievement in areas designated by the state board through the advanced placement program (as defined in IC 20-10.1-22.2-3) or another appropriate assessment designated by the state board.

(c) The state board may adopt rules to implement this chapter as this chapter relates to the certificates of achievement for academic fields of study.

SECTION 16. IC 20-10.1-4.4-5 IS AMENDED TO READ AS



FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 5. (a) In making adoptions under section 4 of this chapter, the state board or the workforce proficiency panel ~~within the department of workforce development~~ shall consider the following factors:

(1) The overall value of the particular subject or skill area to a broad range of students and the workforce.

(2) The transferability of the particular subject or skill area to other subject or skill areas.

(3) Providing, as equally as possible, opportunities for certificates of achievement in both technical and academic fields.

(4) With regard to technical skill areas, the number of public schools in Indiana that offer technical programs in the particular skill areas.

(5) Any other factor that the state board or the workforce proficiency panel ~~within the department of workforce development~~ considers significant.

(b) The state board and the ~~department of workforce development~~ **workforce proficiency panel** shall cooperate with each other to implement this chapter.

SECTION 17. IC 20-10.1-4.4-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 13. The state board shall, in cooperation with the Indiana commission on vocational and technical education, ~~within the department of workforce development~~, adopt rules under IC 4-22-2 to implement this chapter, including rules concerning the administration of the secondary level certificates of achievement by the department of workforce development.

SECTION 18. IC 20-10.1-5.6-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. (a) The technology preparation task force is established to design and approve:

(1) technology preparation curriculum models; and

(2) teacher and staff training to implement the technology preparation models.

(b) The state superintendent, the commissioner of ~~workforce development~~, **the commission on vocational and technical education**, and the executive officer of the commission for higher education shall each appoint three (3) persons to the task force. The persons appointed to the task force must include representatives of local school corporations and state educational institutions.

(c) The curriculum models developed by the task force must:

(1) be performance based;

(2) upon the satisfactory fulfillment of the curriculum:

(A) provide a student with the skills necessary to gain

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employment upon graduation from high school; and
 (B) provide a student with the subject or skills areas required
 by a state educational institution (as defined in IC 20-12-0.5-1)
 to gain admittance into the respective state educational
 institution;

(3) relate to a broad scope of occupational opportunities;

(4) include math, science, and English/language arts courses,
 taught through practical application and designed to meet
 graduation requirements for those subjects;

(5) be designed to include secondary and postsecondary sequence
 models; and

(6) allow for dual credit, advanced study, and cooperative
 agreements.

(d) The task force shall identify certain occupations for secondary
 and postsecondary articulation curriculum agreements in cooperation
 with the department of workforce development.

(e) By July 1, 1993, the state board shall adopt the technology
 preparation curriculum models.

SECTION 19. IC 20-12-0.5-3 IS AMENDED TO READ AS
 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 3. The general purposes
 of the commission are the following:

(1) Plan and coordinate Indiana's state supported system of
 postsecondary education.

(2) Review appropriation requests for postsecondary education.

(3) Make recommendations to the governor, budget agency, or the
 general assembly concerning postsecondary education.

(4) Perform other functions assigned by the governor or the
 general assembly, except those functions specifically assigned by
 law to the commission on vocational and technical education.

~~within the department of workforce development.~~

SECTION 20. IC 20-12-0.5-8 IS AMENDED TO READ AS
 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 8. The commission
 shall have the following powers and duties:

(1) To develop, continually keep current, and implement a long
 range plan for postsecondary education. In developing this plan,
 the commission shall take into account the plans and interests of
 the state private institutions, anticipated enrollments in state
 postsecondary institutions, financial needs of students and other
 factors pertinent to the quality of educational opportunity
 available to the citizens of Indiana. The plan shall define the
 educational missions and the projected enrollments of the various
 state educational institutions.

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(2) To consult with and make recommendations to the commission on vocational and technical education ~~within the department of workforce development~~ on all postsecondary vocational education programs. The commission shall biennially prepare a plan for implementing postsecondary vocational education programming after considering the long range state plan developed under IC 20-1-18.3-10. The commission shall submit this plan to the commission on vocational and technical education ~~within the department of workforce development~~ for its review and recommendations, and shall specifically report on how the plan addresses preparation for employment.

(3) To make recommendations to the general assembly and the governor concerning the long range plan, and prepare to submit drafts and proposed legislation needed to implement the plan. The commission may also make recommendations to the general assembly concerning the plan for postsecondary vocational education under subdivision (2).

(4) To review the legislative request budgets of all state educational institutions preceding each session of the general assembly and to make recommendations concerning appropriations and bonding authorizations to state educational institutions including public funds for financial aid to students by any state agency. The commission may review all programs of any state educational institution, regardless of the source of funding, and may make recommendations to the governing board of the institution, the governor, and the general assembly concerning the funding and the disposition of the programs. In making this review, the commission may request and shall receive, in such form as may reasonably be required, from all state educational institutions, complete information concerning all receipts and all expenditures.

(5) To submit to the commission on vocational and technical education ~~within the department of workforce development~~ for its review under IC 20-1-18.3-15 the legislative budget requests prepared by state educational institutions for state and federal funds for vocational education. These budget requests shall be prepared upon request of the budget director, shall cover the period determined by the budget director, and shall be made available to the commission within the department of workforce development before review by the budget committee.

(6) To make, or cause to be made, studies of the needs for various types of postsecondary education and to make recommendations

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1 to the general assembly and the governor concerning the
 2 organization of these programs. The commission shall make or
 3 cause to be made studies of the needs for various types of
 4 postsecondary vocational education and shall submit to the
 5 commission on vocational and technical education within the
 6 department of workforce development its findings in this regard.

7 (7) To approve or disapprove the establishment of any new
 8 branches, regional or other campuses, or extension centers or of
 9 any new college or school, or the offering on any campus of any
 10 additional associate, baccalaureate, or graduate degree, or of any
 11 additional program of two (2) semesters, or their equivalent in
 12 duration, leading to a certificate or other indication of
 13 accomplishment. After March 29, 1971, no state educational
 14 institution shall establish any new branch, regional campus, or
 15 extension center or any new or additional academic college, or
 16 school, or offer any new degree or certificate as defined in this
 17 subdivision without the approval of the commission or without
 18 specific authorization by the general assembly. Any state
 19 educational institution may enter into contractual agreements with
 20 governmental units or with business and industry for specific
 21 programs to be wholly supported by the governmental unit or
 22 business and industry without the approval of the commission.

23 (8) If so designated by the governor or the general assembly, to
 24 serve as the agency for the purposes of receiving or administering
 25 funds available for postsecondary education programs, projects,
 26 and facilities for any of the acts of the United States Congress
 27 where the acts of Congress require the state to designate such an
 28 agency or commission. However, this subdivision does not
 29 provide for the designation of the commission by the governor as
 30 the recipient of funds which may be provided by acts of the
 31 United States Congress, received by an agency, a board, or a
 32 commission designated by the general assembly.

33 (9) To designate and employ an executive officer and necessary
 34 employees, to designate their titles, and to fix the compensation
 35 in terms of the employment.

36 (10) To appoint appropriate advisory committees composed of
 37 representatives of state educational institutions, representatives of
 38 private colleges and universities, students, faculty, and other
 39 qualified persons.

40 (11) To employ all powers properly incident to or connected with
 41 any of the foregoing purposes, powers, or duties, including the
 42 power to adopt rules.

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(12) To develop a definition for and report biennially to the:

(A) general assembly;

(B) governor; and

(C) commission on vocational and technical education; ~~within the department of workforce development;~~

on attrition and persistence rates by students enrolled in state vocational education.

SECTION 21. IC 20-12-1-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 10. (a) As used in this section, "requisite proficiency" means the satisfaction by a student of the standards approved by the workforce proficiency panel ~~within the department of workforce development~~ under subsection (d) to receive a postsecondary level certificate of achievement in a technical field.

(b) As used in this section, "student" refers to a student who is enrolled in a state educational institution in a technical education program.

(c) As used in this section, "technical education program" means a postsecondary level technical education program:

(1) offered by a state educational institution;

(2) approved by the commission for higher education under IC 20-12-0.5-8; and

(3) of less than a baccalaureate degree.

(d) The workforce proficiency panel ~~within the department of workforce development~~ shall adopt for:

(1) statewide implementation by the 1994-95 school year; and

(2) each postsecondary level technical education program;

the standards for each certificate of achievement and the instrument or assessment by which a student is given the opportunity to demonstrate the requisite proficiency.

(e) The workforce proficiency panel, ~~within the department of workforce development~~, the state educational institutions, the Indiana state board of education, **the department of workforce development**, and the commission for higher education shall cooperate with each other to implement this section.

(f) The postsecondary level certificate of achievement assessment instruments must provide each student with the opportunity to demonstrate the requisite proficiency in the subject or skill area in an applied manner.

(g) This section may not be construed to require a state educational institution to offer opportunities for postsecondary level certificates of achievement for technical programs that the state educational institution does not offer.

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1 (h) The Indiana commission on vocational and technical education
 2 ~~within the department of workforce development~~ shall do the
 3 following:

4 (1) Provide opportunities for adult learners to achieve a
 5 postsecondary level certificate of achievement.

6 (2) Adopt rules under IC 4-22-2 to implement this section in
 7 accordance with the recommendations of the workforce
 8 proficiency panel concerning standards for the certificates of
 9 achievement.

10 SECTION 22. IC 22-4-18-1 IS AMENDED TO READ AS
 11 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. (a) There is created
 12 a department under IC 22-4.1-2-1 which shall be known as the
 13 department of workforce development.

14 (b) The department of workforce development may:

15 (1) Administer the unemployment insurance program, the
 16 Wagner-Peyser program, the Job Training Partnership Act
 17 program, including a free public labor exchange, and related
 18 federal and state employment and training programs as directed
 19 by the governor.

20 (2) Formulate and implement an employment and training plan as
 21 required by the Job Training Partnership Act (29 U.S.C. 1501 et
 22 seq.) and the Wagner-Peyser Act (29 U.S.C. 49 et seq.).

23 (3) Coordinate activities with all state agencies and departments
 24 that either provide employment and training related services or
 25 operate appropriate resources or facilities, to maximize Indiana's
 26 efforts to provide employment opportunities for economically
 27 disadvantaged individuals, dislocated workers, and others with
 28 substantial barriers to employment.

29 (4) Apply for, receive, disburse, allocate, and account for all
 30 funds, grants, gifts, and contributions of money, property, labor,
 31 and other things of value from public and private sources,
 32 including grants from agencies and instrumentalities of the state
 33 and the federal government.

34 (5) Enter into agreements with the United States government that
 35 may be required as a condition of obtaining federal funds related
 36 to activities of the department.

37 (6) Enter into contracts or agreements and cooperate with local
 38 governmental units or corporations, including profit or nonprofit
 39 corporations, or combinations of units and corporations to carry
 40 out the duties of this agency imposed by this chapter, including
 41 contracts for the establishment and administration of employment
 42 and training offices and the delegation of its administrative,

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1 monitoring, and program responsibilities and duties set forth in
 2 this article. Before executing contracts described by this
 3 subdivision, the department shall give preferential consideration
 4 to using departmental personnel for the provision of services
 5 through local public employment and training offices. Contracting
 6 of Wagner-Peyser services is prohibited where state employees
 7 are laid-off due to the diversion of Wagner-Peyser funds.

8 (7) Perform other services and activities that are specified in
 9 contracts for payments or reimbursement of the costs made with
 10 the Secretary of Labor or with any federal, state, or local public
 11 agency or administrative entity under the Job Training Partnership
 12 Act (29 U.S.C. 1501 et seq.), or private nonprofit organization.

13 (8) Enter into contracts or agreements and cooperate with entities
 14 that provide vocational education to carry out the duties imposed
 15 by this chapter.

16 (c) The department of workforce development may not enter into
 17 contracts for the delivery of services to claimants or employers under
 18 the unemployment insurance program. The payment of unemployment
 19 compensation must be made in accordance with 26 U.S.C. 3304.

20 (d) The department of workforce development may do all acts and
 21 things necessary or proper to carry out the powers expressly granted
 22 under this article, including the adoption of rules under IC 4-22-2.

23 (e) The department of workforce development may not charge any
 24 claimant for benefits for providing services under this article, except as
 25 provided in IC 22-4-17-12.

26 (f) The department of workforce development shall distribute
 27 federal funds made available for employment training in accordance
 28 with:

29 (1) 29 U.S.C. 1501 et seq. and other applicable federal laws; and

30 (2) the plan prepared by the department under subsection (g)(1).

31 However, the Indiana commission on vocational and technical
 32 education ~~within the department of workforce development~~ shall
 33 distribute federal funds received under 29 U.S.C. 1533.

34 (g) In addition to the duties prescribed in subsections (a) through (f),
 35 the department of workforce development shall do the following:

36 (1) Implement to the best of its ability its employment training
 37 programs (as defined in IC 20-1-18.3-3) and the comprehensive
 38 vocational education program in Indiana developed under the
 39 long range plan under IC 20-1-18.3-10.

40 (2) Upon request of the budget director, prepare a legislative
 41 budget request for state and federal funds for employment
 42 training. The budget director shall determine the period to be

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- 1 covered by the budget request.
- 2 (3) Evaluate its programs according to criteria established by the
- 3 Indiana commission on vocational and technical education ~~within~~
- 4 ~~the department of workforce development~~ under IC 20-1-18.3-13.
- 5 (4) Make or cause to be made studies of the needs for various
- 6 types of programs that are related to employment training and
- 7 authorized under the Job Training Partnership Act.
- 8 (5) Distribute state funds made available for employment training
- 9 that have been appropriated by the general assembly in
- 10 accordance with:
- 11 (A) the general assembly appropriation; and
- 12 (B) the plan prepared by the department under subdivision (1).

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